Acknowledgment and Notice of Acknowledgment of Acceptance of R.S. 2477 Right-of-Way Grant Ent 023897 Bk 68 Pl 436
Date: 11-JUN-2008 10:28AM
Fee: None
Filed By: KP
KERI PALLESEN, Recorder
DAGGETT COUNTY
For: GOVENOR STATE OF UTAH

THE STATE OF UTAH

TO ALL WHOM THESE PRESENTS SHALL COME, Greeting:

Know ye, This is an Acknowledgment and Notice of Acknowledgment made under Utah Code Sections 72-5-309 through 310 inclusive, that the grant of the United States of America of "the right of way for the construction of highways over public lands, not reserved for public uses" under United States Revised Statutes 2477 (43 U.S.C. Section 932 (repealed October 21, 1976, with proviso recognizing the validity of rights-of-way already established)) was accepted for and on behalf of the State of Utah and its political subdivision Daggett County as it pertains to the highway located in Daggett County known as Lower Willow Creek Road; County Road Number: B28; State Geographic Information Database (SGID) Road Identification Number: RD050014. Total road length is 2.3 miles more or less.

The reason for this Acknowledgment and Notice of Acknowledgment includes, but is not limited to, the fact that the road was constructed, mechanically, or by continuous use as a public highway for a period of at least ten years, over public lands not reserved for public uses, prior to the earlier of (a) the October 21, 1976 repeal of R.S. 2477 or (b) the date the servient estate was reserved for public uses.

This Acknowledgment and Notice of Acknowledgment applies only to the segments of the road that traverse land owned by the Bureau of Land Management, United States Department of the Interior, and does not apply to segments of the road that traverse land owned by any other person or entity. The State of Utah and its political subdivisions reserve the right to make further acknowledgments and notices of acknowledgment with regard to road segments that traverse land owned by other entities, including the United States of America, through one or more of its agencies.

A printed copy of a map showing the location of the road in said county is appended hereto as "Attachment 1," a printed copy of representative photos of the road is appended hereto as "Attachment 2," a printed copy of a description of the beginning and ending points of the entire road together with a list of Townships, Ranges and Sections that may be traversed by the road in said county is appended hereto as "Attachment 3," and a printed copy of the Road Centerline Description Cover Page(s) is appended hereto as "Attachment 4." The Appendices listed in "Attachment 4" that contain the actual road centerline descriptions are incorporated herein by reference. Affidavits provided by individuals familiar with the road are appended hereto as "Attachment 5."

A printed copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or obtained at the office of the Utah State Archives.

An electronic copy of this Acknowledgment and Notice of Acknowledgment, together with its Attachments and Appendices, may be viewed and/or downloaded as read-only PDF (Portable Document Format) files via the

Internet at http://recorded2477roads.utah.gov.

The owner of the servient estate in the land underlying the road-segments subject to this Acknowledgment and Notice is believed to be the United States of America through one or more of its agencies. Any of such agencies or any other person with a servient ownership claim or a competing dominant estate right-of-way ownership claim, may file a petition in the State District Court for Salt Lake County for a decision regarding the correctness of this Acknowledgment. A claimant shall file a petition within sixty (60) days after receipt of this Notice.

In Witness Whereof, I, John Harja, the official designee of the Governor of the State of Utah, in conformity to the laws of the State (Utah Code Sections 72-5-308 through 310 inclusive), have caused this Acknowledgment and Notice of Acknowledgment to be made.

Signed by my hand in Salt Lake City, Utah, the 5th day of Jove, 200 8.

By the Governor's Designee

CERTIFICATION

State of Utah)	
	:	SS
County of Salt Lake)	

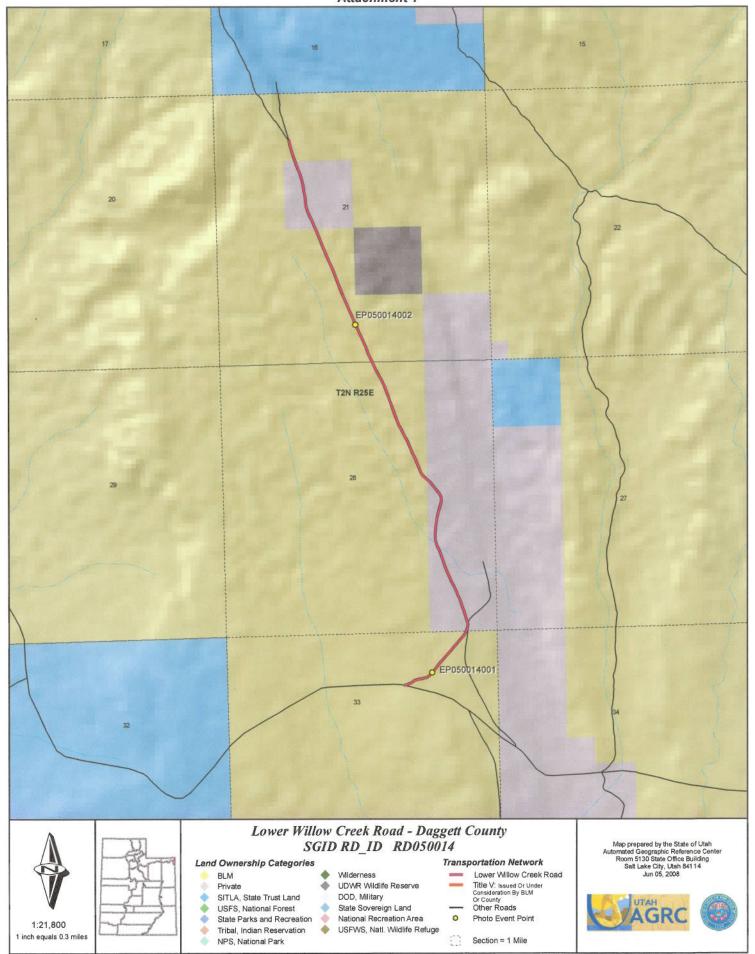
I hereby certify that the signer of the foregoing document, John Harja, is personally known by me, has made a voluntary signature and taken an oath stating that he is the official designee of the Governor of the State of Utah and is authorized to sign this document on the Governor's behalf pursuant to Utah Code Section 72-5-309. He further vouched that, based upon information and belief, the facts alleged therein are true.

Dated this 5th day of flere, 200 8.

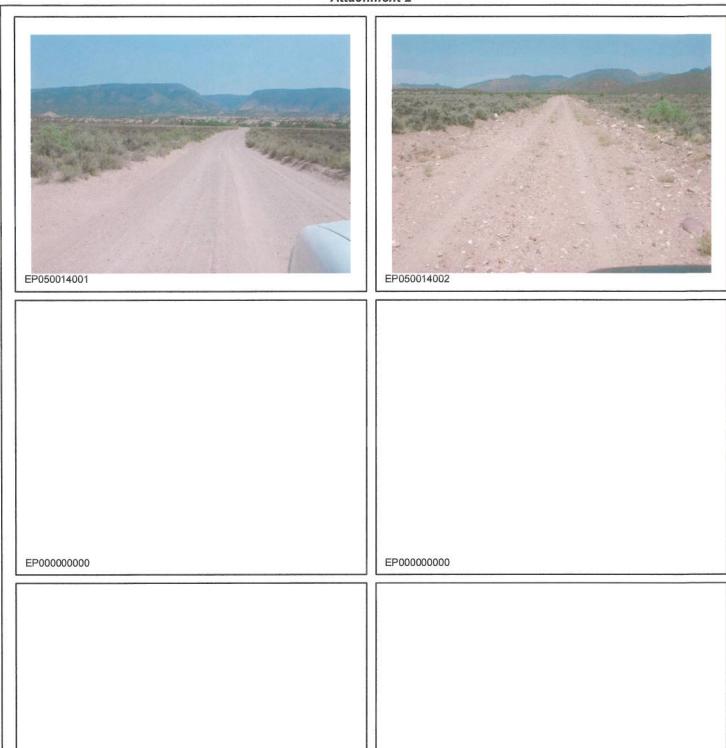
Pamela 3 Blackban

Notary Public





Attachment 2



EP000000000 EP000000000 Lower Willow Creek Road - Daggett County

SGID RD ID RD050014

Map prepared by the State of Utah
Automated Geographic Reference Center
Room 5130 State Office Building
Salt Lake City, Utah 84114
June 05, 2008





Attachment 3

Beginning & Ending Points and Township, Range, and Section References For:

Popular Name: Lower Willow Creek Road

County: Daggett

County Road Number: B28

State Geographic Information Database (SGID) Road Identification Number: RD050014.

Total Road Length: 2.3 miles more or less.

Beginning at a point on the road centerline located at 40 degrees 52 minutes 12.97 seconds North Latitude and -109 degrees 05 minutes 40.38 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,305,602.4 feet and Y = 3,485,664.4 feet based on the US Survey Foot conversion.

Ending at a point on the road centerline located at 40 degrees 53 minutes 59.28 seconds North Latitude and -109 degrees 06 minutes 06.65 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,303,288.6 feet and Y = 3,496,363.8 feet based on the US Survey Foot conversion.

This road may traverse:

Township 2 North Range 25 East, Section(s) 21,28,33, Salt Lake Base & Meridian See Attachment 1 above for a cartographic depiction of the course of this road.

Attachment 4 Road Centerline Description Cover Page(s)

Popular Name: Lower Willow Creek Road

County: Daggett

County Road Number: B28

State Geographic Information Database (SGID) Road Identification Number: RD050014.

Total Road Length: 2.3 miles more or less.

Centerline Descriptions Of Road-Segments That Cross Over Federally Owned Land, Derived From Global Positioning System Data And Cross-checked against USGS Digital Orthophoto Quadrangles Compiled By The Utah Automated Geographic Reference Center And Entered Into The State Geographic Information Database (SGID).

Road-Segments Listed by SGID Road Identification Number (RD ID)	Road-Segment Numbers	Believed Ownership Of Servient Estate	Approximate Segment Length	See Attached Appendix
RD050014	001	BLM	0.32 Miles	A
RD050014	002	PVT	0.61 Miles	(not shown)
RD050014	003	BLM	1.02 Miles	В
RD050014	004	PVT	0.26 Miles	(not shown)
RD050014	005	BLM	0.08 Miles	C
		Total Road Length	2.3	

^{*} Indicates that a Title V permit will be requested, is in process, or has been issued.

[†] Indicates that road-segments crossing Forest Service land are under consideration by the state and county as of the date of this Acknowledgment and Notice of Acknowledgment.

Attachment 5

AFFIDAVIT OF ALEXANDER S. RADOSEVICH

LOWER WILLOW CREEK ROAD

DAGGETT COUNTY, UTAH

ROAD NUMBER B28

State of Utah)
	: ss.
County of Daggett)

ALEXANDER S. RADOSEVICH, being first duly sworn, deposes and states as follows:

- 1. I am an adult competent to testify about the matters set forth below based upon my personal knowledge. I currently reside in Daggett County, Utah. I was born in Rock Springs, Wyoming in 1935, have lived in the Three Corners area of Northeastern Utah, Southern Wyoming and Northwestern Colorado all of my life, and currently at the Willow Creek Ranch in Brown's Park, Daggett County, Utah.
- 2. I have traveled and am familiar with a road in Daggett County known as Lower Willow Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1941, it followed the same route as in 2008, when I last observed it.

 Attached is a Daggett County map showing Lower Willow Creek Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number listed above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1941 and continuing through 1976 to the present. Throughout this time period, I observed travel on the road by means of horseback, cars,

recreational vehicles, motorcycles and trucks of all sizes. Throughout this time period, the road has been used daily, for more than ten continuous years prior to 1976, and is so used presently.

- 5. Throughout the time period from 1941 to the present, I have used the road myself to travel in and through the area, hunting, fishing, livestock operations, and recreation.
- 6. Throughout the time period described the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus government access.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
- Prior to 1976, I observed construction and maintenance activities on the road including grading.

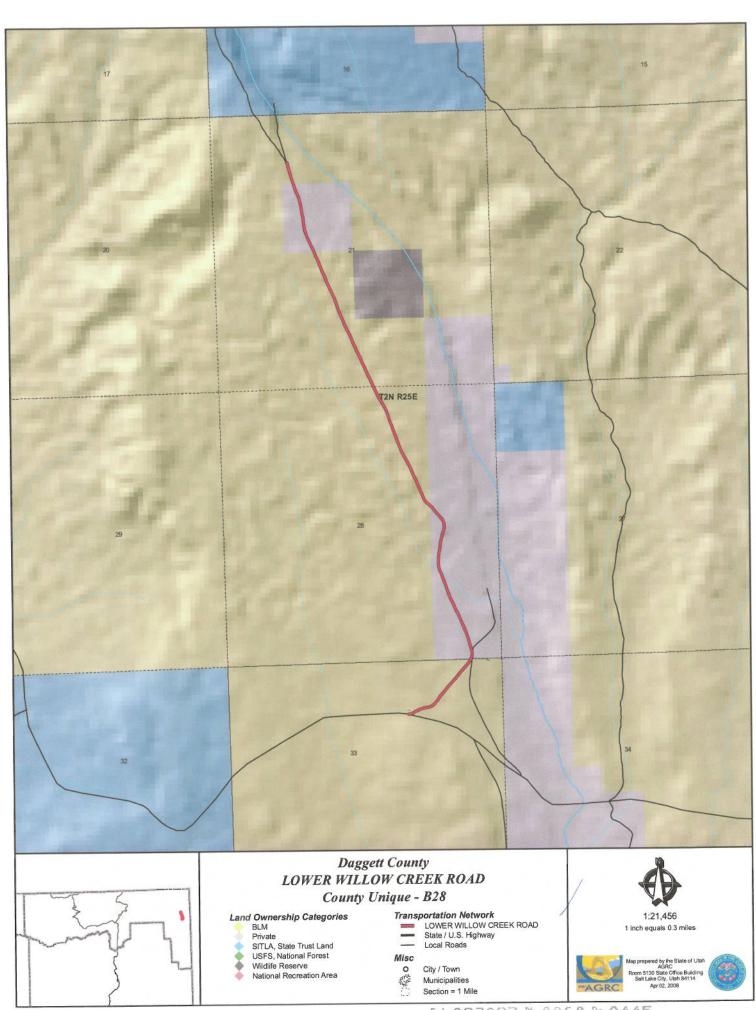
DATED this 8 day of April, 2008.

Alexander S. Radosevich

SUBSCRIBED AND SWORN to before me this ______ day of April, 2008.

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
Salt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

NOTARY PUBLIC



AFFIDAVIT OF GENE BRIGGS

LOWER WILLOW CREEK ROAD

DAGGETT COUNTY, UTAH

ROAD NUMBER B28

State of Utah)
	: SS
County of Daggett)

GENE BRIGGS, being first duly sworn, deposes and states as follows:

- I am an adult competent to testify about the matters set forth below based upon
 my personal knowledge. I currently reside in Daggett County, Utah. I have lived in Daggett
 County for 55 years. I was employed by the Daggett County Road Department from
 approximately 1963 to 1965. I was employed as the Daggett County Clerk, Auditor, Recorder
 and Treasurer from 1967 to 1994.
- 2. I have traveled and am familiar with a road in Daggett County known as Lower Willow Creek Road. I am also familiar with the land the road traverses. When I first used and observed the road in 1950, it followed the same route as in 2005, when I last observed it.

 Attached is a Daggett County map showing Lower Willow Creek Road. To the best of my knowledge and based upon my use of and familiarity with this road and the land it traverses, the location and route of the road are correctly illustrated on the attached map.
- I am informed that the County also identifies this road according to the road number listed above.
- 4. I have observed that the road has been open to the public for all to use, to come and go as they pleased, since at least as early as 1950 and continuing through 1976 to 2005.

 Throughout this time period, I observed travel on the road by means of cars, recreational

vehicles, jeeps, motorcycles, ATVs, horses, pickup trucks, commercial trucks, road maintenance vehicles and snowmobiles. Throughout this time period, the road has been used daily, for more than ten continuous years prior to 1976, and was so used in 2005.

- 5. Throughout the time period from 1950 to 2005, I have used the road myself for road maintenance, government access, travel in and through the area and recreation.
- 6. Throughout the time period described the previous paragraph, I have observed other vehicles from the general public using the road at various times for the uses described in the previous paragraph, plus, livestock operations, residential access, hunting and farming.
- 7. It is also the reputation in the community that this road has been open to the public for all to use, to come and go as they pleased, since at least as early as the early 1900s and continuing through 1976 to the present, for the uses described in the previous paragraphs.
 - 8. Prior to 1976, I personally maintained this road.

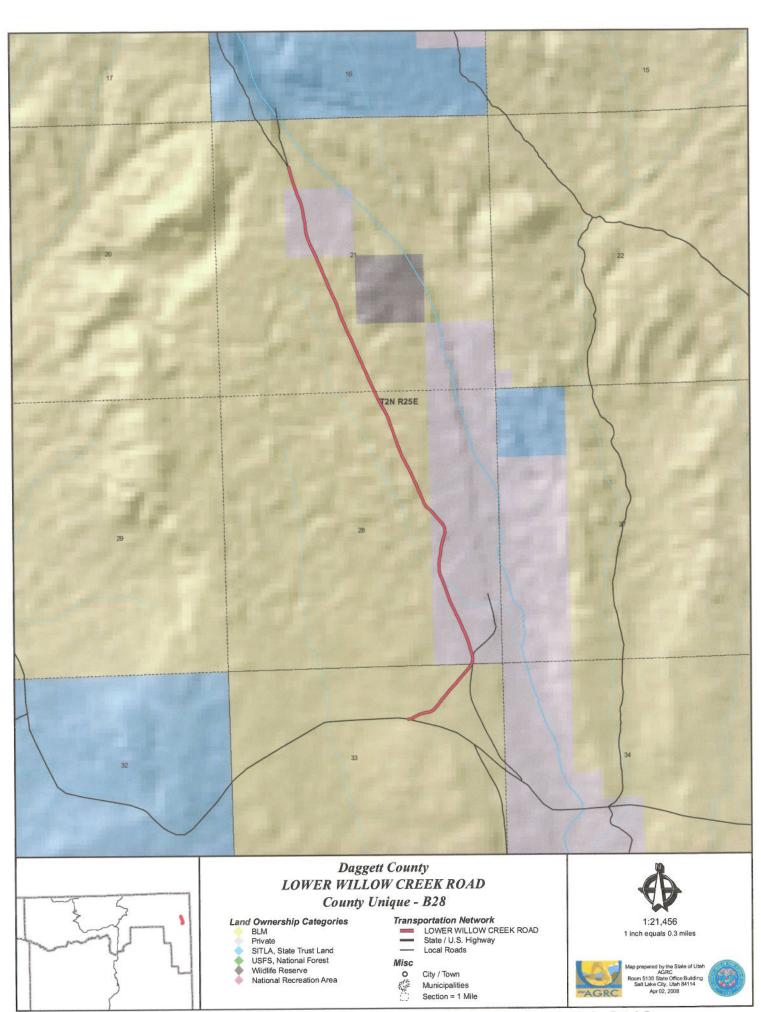
DATED this geday of April, 2008.

Gene Briggs

SUBSCRIBED AND SWORN to before me this day of April, 2008.

Notary Public
GLORIA SCHRADER
5110 State Office Bldg.
5alt Lake City, UT 84114-2477
My Commission Expires
October 10, 2008
State of Utah

NOTARY PUBLIC



Appendix A to Attachment 4

Popular Name: Lower Willow Creek Road

County: Daggett

County Road Number: B28

State Geographic Information Database (SGID) Road Identification Number: RD050014.

Road-Segment Number: 001

Road-Segment Length: 0.32 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 2 North Range 25 East, Section(s) 33, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Lower Willow Creek Road)-- Segment 001 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 40 degrees 52 minutes 12.97 seconds North Latitude and -109 degrees 05 minutes 40.38 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,305,602.4 feet and Y = 3,485,664.4 feet; thence the following courses along the said road center line:

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thence North 83 Degrees 31 Minutes 25 Seconds East thence North 73 Degrees 34 Minutes 12 Seconds East 35.5 feet thence North 67 Degrees 13 Minutes 41 Seconds East thence North 61 Degrees 40 Minutes 08 Seconds East thence North 60 Degrees 26 Minutes 30 Seconds East thence North 64 Degrees 11 Minutes 51 Seconds East 44.4 feet thence North 67 Degrees 10 Minutes 53 Seconds East thence North 76 Degrees 02 Minutes 02 Seconds East 51.5 feet thence North 80 Degrees 15 Minutes 00 Seconds East thence North 76 Degrees 55 Minutes 08 Seconds East 66.9 feet thence North 57 Degrees 48 Minutes 29 Seconds East 65.3 feet
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thence North 42 Degrees 21 Minutes 43 Seconds East thence North 32 Degrees 45 Minutes 34 Seconds East thence North 36 Degrees 40 Minutes 18 Seconds East thence North 39 Degrees 05 Minutes 19 Seconds East thence North 40 Degrees 15 Minutes 44 Seconds East thence North 41 Degrees 46 Minutes 28 Seconds East thence North 41 Degrees 58 Minutes 10 Seconds East thence North 40 Degrees 26 Minutes 19 Seconds East thence North 40 Degrees 26 Minutes 19 Seconds East thence North 40 Degrees 25 Minutes 47 Seconds East thence North 40 Degrees 43 Minutes 51 Seconds East 97.5 feet thence North 39 Degrees 21 Minutes 13 Seconds East thence North 32 Degrees 09 Minutes 06 Seconds East 73.9 feet
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thence North 21 Degrees 14 Minutes 37 Seconds East 14.4 feet more or less to **the ending point at:** 40 degrees 52 minutes 23.19 seconds North Latitude and -109 degrees 05 minutes 24.07 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,306,826.1 feet and Y = 3,486,733.3 feet.

Appendix B to Attachment 4

Popular Name: Lower Willow Creek Road

County: Daggett

County Road Number: B28

State Geographic Information Database (SGID) Road Identification Number: RD050014.

Road-Segment Number: 003

Road-Segment Length: 1.02 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 2 North Range 25 East, Section(s) 21,28, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Lower Willow Creek Road)-- Segment 003 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 40 degrees 52 minutes 52.88 seconds North Latitude and -109 degrees 05 minutes 33.42 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,306,025.4 feet and Y = 3,489,716.8 feet; thence the following courses along the said road center line:

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thence North 47 Degrees 23 Minutes 49 Seconds West 11 feet thence North 49 Degrees 16 Minutes 42 Seconds West 84.4 feet thence North 30 Degrees 45 Minutes 15 Seconds West 76.5 feet thence North 22 Degrees 56 Minutes 30 Seconds West 87.1 feet thence North 22 Degrees 08 Minutes 24 Seconds West 95.4 feet thence North 23 Degrees 43 Minutes 42 Seconds West 103.3 feet thence North 23 Degrees 19 Minutes 04 Seconds West 112.6 feet thence North 23 Degrees 38 Minutes 20 Seconds West 121.1 feet thence North 24 Degrees 50 Minutes 38 Seconds West 126.6 feet thence North 26 Degrees 05 Minutes 20 Seconds West 123.9 feet thence North 28 Degrees 05 Minutes 23 Seconds West 120.5 feet
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thence North 28 Degrees 26 Minutes 23 Seconds West 114.9 feet
thence North 23 Degrees 28 Minutes 17 Seconds West 112.7 feet
thence North 19 Degrees 52 Minutes 30 Seconds West 107.9 feet
thence North 19 Degrees 27 Minutes 29 Seconds West 104.2 feet
thence North 20 Degrees 38 Minutes 34 Seconds West 105 feet
thence North 20 Degrees 37 Minutes 02 Seconds West 103.2 feet
thence North 20 Degrees 06 Minutes 10 Seconds West 102.8 feet
thence North 20 Degrees 28 Minutes 29 Seconds West 104.8 feet
thence North 21 Degrees 30 Minutes 36 Seconds West 110.8 feet
thence North 26 Degrees 18 Minutes 32 Seconds West 113.1 feet
thence North 28 Degrees 56 Minutes 09 Seconds West 115.8 feet
thence North 29 Degrees 06 Minutes 51 Seconds West 117.9 feet
thence North 27 Degrees 15 Minutes 58 Seconds West 115.9 feet
thence North 26 Degrees 04 Minutes 11 Seconds West 58.5 feet
thence North 26 Degrees 04 Minutes 20 Seconds West 52.6 feet
thence North 24 Degrees 27 Minutes 09 Seconds West 113.2 feet
thence North 23 Degrees 49 Minutes 02 Seconds West 114.5 feet
thence North 24 Degrees 05 Minutes 16 Seconds West 116.5 feet
thence North 24 Degrees 19 Minutes 00 Seconds West 120.3 feet
thence North 23 Degrees 53 Minutes 55 Seconds West 109.2 feet
thence North 25 Degrees 29 Minutes 29 Seconds West 83.4 feet
thence North 23 Degrees 03 Minutes 35 Seconds West 56.9 feet
thence North 24 Degrees 33 Minutes 58 Seconds West 72 feet
thence North 24 Degrees 45 Minutes 32 Seconds West 66.7 feet
thence North 23 Degrees 21 Minutes 50 Seconds West 85.6 feet
thence North 24 Degrees 33 Minutes 58 Seconds West 100.7 feet
thence North 24 Degrees 22 Minutes 14 Seconds West 109.6 feet
thence North 24 Degrees 08 Minutes 55 Seconds West 113 feet
thence North 24 Degrees 20 Minutes 06 Seconds West 111.3 feet
thence North 23 Degrees 25 Minutes 24 Seconds West 108.8 feet
thence North 20 Degrees 15 Minutes 50 Seconds West 111.7 feet
thence North 19 Degrees 40 Minutes 03 Seconds West 113 feet
thence North 20 Degrees 54 Minutes 49 Seconds West 113.9 feet
thence North 22 Degrees 26 Minutes 52 Seconds West 113.3 feet
thence North 25 Degrees 21 Minutes 18 Seconds West 114.1 feet
thence North 23 Degrees 47 Minutes 30 Seconds West 116.2 feet
thence North 23 Degrees 49 Minutes 02 Seconds West 114.5 feet
thence North 22 Degrees 08 Minutes 23 Seconds West 114.8 feet
thence North 22 Degrees 36 Minutes 30 Seconds West 111.7 feet
thence North 22 Degrees 27 Minutes 09 Seconds West 111.6 feet
thence North 23 Degrees 24 Minutes 10 Seconds West 110.5 feet
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thence North 23 Degrees 56 Minutes 54 Seconds West 73.2 feet more or less to **the ending point at:** 40 degrees 53 minutes 42.01 seconds North Latitude and -109 degrees 06 minutes 00.47 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,303,810.9 feet and Y = 3,494,629.3 feet.

Appendix C to Attachment 4

Popular Name: Lower Willow Creek Road

County: Daggett

County Road Number: B28

State Geographic Information Database (SGID) Road Identification Number: RD050014.

Road-Segment Number: 005

Road-Segment Length: 0.08 miles more or less.

Believed owner of the land underlying this road-segment is: Bureau of Land Management.

The following description is based upon the geographic coordinate system using the NAD83 Datum. The source is GPS mapping grade data as indicated in the metadata and/or the transportation data model of the State of Utah Geographic Information Database (SGID).

The road-segment itself is the monument that is identified by its physical presence on the land. The location of said physical presence is closely approximated by mapping grade Global Positioning System (GPS) data. Said data are checked against the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS) to verify a reasonable degree of accuracy. In circumstances where accurate satellite signal acquisition is not possible, such as deep, narrow canyons or under a canopy of dense foliage, or where very sharp curves in the road make accuracy questionable, such portions of the road were digitized from the corresponding gray-scale 1-meter Digital Orthophoto Quadrangles published by the United States Geological Survey (USGS).

This road-segment may traverse:

Township 2 North Range 25 East, Section(s) 21, Salt Lake Base & Meridian

The following description closely approximates the location of the centerline of the physical monument (Lower Willow Creek Road)-- Segment 005 based on mapping grade Global Positioning System (GPS) data as defined above:

Beginning at a point on the road center line located at 40 degrees 53 minutes 55.21 seconds North Latitude and -109 degrees 06 minutes 05.19 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,303,412.1 feet and Y = 3,495,954.4 feet; thence the following courses along the said road center line:

thence North 18 Degrees 13 Minutes 52 Seconds West 36.2 feet thence North 18 Degrees 09 Minutes 25 Seconds West 96.5 feet thence North 16 Degrees 10 Minutes 24 Seconds West 93.8 feet thence North 15 Degrees 28 Minutes 03 Seconds West 91.8 feet thence North 15 Degrees 19 Minutes 59 Seconds West 95.1 feet thence North 19 Degrees 37 Minutes 41 Seconds West 7 feet

thence North 31 Degrees 18 Minutes 06 Seconds West 7.7 feet more or less to **the ending point** at: 40 degrees 53 minutes 59.28 seconds North Latitude and -109 degrees 06 minutes 06.65 seconds West Longitude, which can be converted to mapping accuracy State Plane Utah North Zone NAD 83 feet coordinates of X = 2,303,288.6 feet and Y = 3,496,363.8 feet.